IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 11638 of 2005

Between:

Sri Dannana Rama Krishnamma, W/o. Late Ramunaidu,
R/o. K.Krishnapuram Village, Dathirajeru Mandal, V . . Vizianagaram District.

..... PETITIONER

AND

1 The Joint Collector, Vizianagaram District.
2 The Revenue Divisional Officer, Vizianagaram.
3 The Mandal Revenue Officer, Dathirajeru Mandal, Vizianagaram District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction, declaring the 2nd respondent's notification proceedings Rc.No.1382/2004,H, dt.06-05-2005, as arbitrary, illegal, null and void and is against the principles of natural justice and norms of the public policy.

Counsel for the Petitioner:MR.VENKATESWARA RAO GUDAPATI

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

This writ petition is filed seeking to declare the notification dated 6-5-2005 issued by the 2nd respondent as arbitrary and illegal.

Heard the learned counsel for the petitioner as well as the learned Government Pleader for respondents.

It is brought to the notice of this Court that the petitioner has preferred an appeal against the proceeding in Rc.No.1382 of 2004 dated 19-4-2005 wherein the Fair Price Shop dealership of the petitioner has been cancelled and the said appeal is pending before the 1st respondent-Joint Collector. While so, the 2nd respondent has issued a notification for appointment of permanent Fair Price Shop dealer in place of petitioner.

Therefore, having regard to the facts and circumstances of the case, without going into the merits of the case, the writ petition is disposed of directing the Joint Collector-1st respondent to dispose of the appeal pending before him within a period of four weeks from the date of receipt of a copy of this order. Till such time, no further action can be initiated in pursuance of the notification dated 6-5-2005.

Writ Petition is disposed of with the above observation. No order as to costs.

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K.C.Bhanu, J.

24th May, 2005

Note:

C.C. by tomorrow.

B/o

KM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Joint Collector, Vizianagaram District.
2 The Revenue Divisional Officer, Vizianagaram.
3 The Mandal Revenue Officer, Dathirajeru Mandal, Vizianagaram District.

4. 2 CCs to G.P. for Civil Supplies, High Court Buildings,Hyderabad (OUT)

5. 2 CD copies

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 11638 of 2005

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24th May, 2005